

CONSERVATION COMMISSION

MINUTES (APPROVED 1/9/08)

DECEMBER 12, 2007

Present: J. Wiley, Chairman
A. Goetz, Vice Chairman
B. Dyer, R. Turner, E. DiVirgilio, K. Phelps
Absent: R. Jones
Also Present: L. Hershey, Conservation Agent
P. Smith, Board Secretary

Conservation Agent report given to board members

Meeting Opened: 7:30

**CONT. PUBLIC HEARING
NOTICE OF INTENT
SUMMER ST. #335
DEP# 315-912**

Mr. Wiley read the advertisement from the Walpole Times.

Mr. Wiley read a letter into the record from the applicant requesting a continuance until January 23, 2008

Mr. Goetz made the motion to continue the Public Hearing until January 23, 2008 at 7:30 p.m.
Ms. Phelps seconded the motion
Vote: 4-0-0

OTHER BUSINESS

PERFORMANCE EVALUATION

Mr. Goetz made the motion to approve the Performance Evaluation for the Conservation Agent
Ms. Phelps seconded the motion
Vote: 4-0-0

MINUTES

November 28, 2007

Mr. DiVirgilio made the motion to approve the Minutes for November 28, 2007
Ms. Dyer seconded the motion

Vote: 3-0-1 (Ms. Phelps abstained)

BOARD COMMENTS

The Planning Board is asking for comments in regards to a filing for Omnipoint Communications located at 522 High Plain St. The commission discussed this is out of our jurisdiction and the board has no issues.

CORRESPONDENCE

The following correspondence was discussed and available for the commission to review

- Weston solutions – 100 Neponset St
- Attorney letter – Frontier Dr. Lot 18
- Comm. Of MA letter - Oak St
- Swpp report – Coney St.
- Avier Environmental – 295 Union St. Phase IV completion statement
- Comm. Of MA grant information
- Warrant for Spring Town Meeting

The commission discussed on-going litigation with Lot 18 Frontier Dr.

Mr. Goetz made the motion to approve discussion with Town Counsel regarding Lot 18 Frontier Dr.

Ms. Phelps seconded the motion

Vote – 5-0-0

General business was discussed

CONT. PUBLIC HEARING

INDUSTRIAL RD. #33

ABBREVIATED NOTICE OF RESOURCE AREA DELINEATION

DEP# 315-915

Opened: 8:00

Mr. Wiley read the advertisement from the Walpole Times for the continued Public Hearing of 33 Industrial Rd.

Mr. Colin Duncan and project manager Steven Damiano of TRC were present representing the applicant

Ms. Hershey stated to the audience that at the last Public Hearing the applicant agreed to a third party review for this Abbreviated Notice of Resource Area Delineation filing, and Mr. Steve Ivas, of Ivas Environmental was chosen for this review. Ms. Hershey stated that Mr. Ivas completed a site visit independently and questioned some of the areas. Mr. Duncan and Ms. Hershey went with Mr. Ivas on a site visit at a later date. Soil testing was completed in specific areas and flags were re-hung, these changes are reflected in revised surveyed plans that were given to the commission.

Mr. Ivas provided his observations to the board and explained changes that were made to the plans. He discussed adjustments that were agreed upon in the field by Mr. Duncan and Ms. Hershey and himself. A report was submitted for review discussing site conditions and two man-made swales located on site.

Ms. Hershey showed the audience where the changes were made on the plan

Mr. Duncan discussed the revised plans. He stated he has provided data sheets with information regarding wetland species to the commission

Mr. Goetz stated he has completed a few site visits and found evidence of the work that was done to stabilize the entire site. Mr. Goetz stated swales were constructed to slow down the flow and settle before getting into the wetlands.

Mr. Wiley asked for questions or comments from the audience pertaining to this application only.

Ms. Joanne Muti asked a question regarding two parcels listed on the ANRAD application filing. She questioned ownership of the property.

Mr. Duncan stated the parcel on this notice is owned by S.M. Lorusso & Sons, map 46 parcel 47 only.

Mr. John Murtagh, Nottingham Way asked what methods were used to determine these changes

Mr. Wiley stated that field investigation was done with the Agent, representative and Mr. Ivas

Ms. Hershey stated that wetland delineations are made using vegetation, soils and hydrology parameter. We reviewed the vegetation and looked at soils samples with a soil auger in areas of question.

Ms. Penny Howard, Windchime Way asked about stabilization and if this new delineation will better protect the wetlands

Mr. Wiley stated this application is to determine where the wetlands are

Ms. Susan Kelly, of N. Walpole asked what the reason to delineate wetlands is
Mr. Wiley stated the reason for delineation is so the applicant knows exactly where the wetland line is. He stated this helps determine what and where any work can be done. It is a preliminary step. Mr. Wiley stated there was not a significant change, and the line moved a little bit upland

Joanne Muti asked about the 100 ft buffer area

Mr. Wiley stated any work within 100 ft of wetlands is subject to the jurisdiction of the commission and a filing would be needed

Ms. Hershey stated the Stormwater Management and Erosion Control Bylaw was recently approved and a Land Disturbance permit would need to be applied for any disturbance over 40,000 square feet of land.

Ms. Natalie McComb, South Walpole asked when the earliest delineation was made on this property and if there has been a big change

Mr. Wiley stated the USGS shows a 1940 version, and it is updated periodically

Mr. Ivas not a lot of detail on these maps

David Amirault, Cypress Lane asked about water runoff

Mr. Goetz made the motion to close the Public Hearing

Mr. DiVirgilio seconded the motion

Vote 5-0-0

Closed: 8:35

The commission discussed the Order of Resource Area Delineation

Mr. Goetz made the motion to accept the wetland line proposed by Ivas

Environmental as the official wetland line

Ms. Phelps seconded the motion

Vote: 5-0-0

The commission will hold off issuing the ORAD until a stamped plan is received at the office

GENERAL BUSINESS

The commission had a discussion of Rules and Regulations for Conservation Land

Ms. Phelps made the motion to adjourn

Mr. Divirgilio seconded the motion

Vote: 5-0-0

Closed: 9:30